

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Shults, et al.
App. No	:	09/447,227
Filed	:	November 22, 1999
For	:	DEVICE AND METHOD FOR DETERMINING ANALYTE LEVELS
Examiner	:	Robert L. Nasser
Art Unit	:	3735
Conf #	:	3546

AMENDMENT**Mail Stop - Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated January 14, 2010, for which a response is due on April 14, 2010. Accordingly, this response is timely filed. Applicants respectfully request a Notice of Allowance and Fee(s) Due, as Applicants submit herewith a terminal disclaimer to overcome a double patenting rejection, and as Applicants have amended the application to pursue subject matter previously indicated to be allowable.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Summary of Interview begins on page 7 of this paper.

Remarks/Arguments begin on page 8 of this paper.